

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

8

Document #

U.S.C.A. #

U.S.D.C. # 07-cv-11042

JUDGE: KMW

DATE: 3-4-2008



## INDEX TO THE RECORD ON APPEAL

PREPARED BY (NAME): THOMAS R. PISARCYK  
 FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK  
 ADDRESS: 500 PEARL STREET, ROOM 370  
NEW YORK, NEW YORK 10007  
 PHONE NO.: (212) 805 - 0636

## DISTRICT COURT DOCKET ENTRIES

DOCUMENT DESCRIPTION DOC. #

CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

Original Record

Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A.  
for the Second Circuit on the 4th Day of March, 2008.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

Godownee  
-v-  
Footlockee, One.

## Clerk's Certificate

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 Through 7, inclusive, constitutes the Original record on appeal in the above entitled proceedings except for the following missing documents:

In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York,  
this 4<sup>th</sup> Day of March In this year of our Lord, Two Thousand and Eight, and the Independence of  
the United States this 232<sup>ND</sup> year.

**J. Michael McMahon, Clerk**

By

Deputy Clerk

APPEAL, CLOSED

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:07-cv-11042-KMW**  
**Internal Use Only**

Godowner v. Footlocker Inc.  
Assigned to: Judge Kimba M. Wood  
Demand: \$9,999,000  
Cause: 17:101 Copyright Infringement

Date Filed: 12/05/2007  
Date Terminated: 12/05/2007  
Jury Demand: Plaintiff  
Nature of Suit: 820 Copyright  
Jurisdiction: Federal Question

Date Filed	#	Docket Text
12/05/2007	1	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by S.A. Godowner.(mbe) (Entered: 12/07/2007)
12/05/2007	2	COMPLAINT against Footlocker Inc.. Document filed by S.A. Godowner.(mbe) (Entered: 12/07/2007)
12/05/2007		Magistrate Judge Ronald L. Ellis is so designated. (mbe) (Entered: 12/07/2007)
12/05/2007	3	JUDGMENT that the complaint is dismissed; the request for an Order to Show Cause is denied; and any appeal from this Order would not be taken in good faith. (Signed by Judge Kimba M. Wood on 12/5/07) (ml) (Entered: 12/07/2007)
12/05/2007	4	ORDER OF DISMISSAL: The Court grants plaintiff's request in forma pauperis, however, the complaint is dismissed and the application for injunctive relief is denied as moot. Furthermore, plaintiff is directed to show cause by affirmation, within twenty (20) days of the date of the instant order, why he should be barred from filing any civil action in this Court in forma pauperis. Accordingly, plaintiff is directed to show cause by affirmation, within twenty (20) days of the date of the instant order why he should not be barred from filing any future action in this court in forma pauperis without obtaining the Court's leave to file. If plaintiff fails to submit his affirmation within the time allowed, or show good cause why he cannot comply, plaintiff will be barred from filing any future action in this Court in forma pauperis without first obtaining the Court's leave to file. If an affirmation is timely filed by plaintiff it shall be reviewed by the court's leave from filing any future action in this court in forma pauperis without first obtaining the Court's leave to file. Accordingly, plaintiff's complaint is dismissed because it failed to state a claim upon which relief may be granted. 28 U.S.C. 1915(e)(2)(B)(ii). The order to show cause is denied as moot. Plaintiff must submit an affirmation to this Court's Pro Se Office, within twenty (20) days of the date of the instant order, showing cause why this court should not bar plaintiff from filing any future action in this court in forma pauperis without first obtaining the Court's leave to file. Furthermore, plaintiff is directed to attach a copy of the instant order to any complaint or petition he may file in forma pauperis in this court or in any other federal court. Nothing in the instant order shall preclude plaintiff from paying the full filing fee to bring a new civil action in this court. The Court certifies pursuant to 28 U.S.C. 1915(a)(3) that any appeal from the instant order will not be taken in good faith. (Signed by Judge Kimba M. Wood on 12/5/2007) (mbe) (Entered: 12/12/2007)
01/03/2008	5	AFFIRMATION of S.A. Godowner. Document filed by S.A. Godowner. (djc) (Entered: 01/08/2008)
01/31/2008	6	JUDGMENT that plaintiff is barred from filing any future complaints without first obtaining the Court's permission. No further filings will be accepted from plaintiff in this case except those directed to the United States Court of Appeals for the Second Circuit. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith. (Signed by Judge Kimba M. Wood on 1/31/08) (Attachments: # 1 notice of right to appeal)(ml) (Entered: 01/31/2008)
02/01/2008		Mailed notice of Right to Appeal to Pro Se Litigant(s): S.A. Godowner. (ama) (Entered: 02/01/2008)
02/29/2008	7	NOTICE OF APPEAL from 6 Judgment. Document filed by S.A. Godowner. (tp) (Entered: 03/04/2008)
02/29/2008		Appeal Remark as to 7 Notice of Appeal filed by S.A. Godowner. \$455.00 APPEAL FEE DUE. IFP REVOKED 12/5/07. (tp) (Entered: 03/04/2008)
03/04/2008		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 7 Notice of Appeal. (tp) (Entered: 03/04/2008)
03/04/2008		Transmission of Notice of Appeal to the District Judge re: 7 Notice of Appeal. (tp) (Entered: 03/04/2008)